

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Ensgstrom et al.

Application No.: 10/551,254

Filed: September 28, 2005

For: A WIRELESS MOBILE PHONE

WITH AUTHENTICATION MODE OF OPERATION INCLUDING HEART BEAT PROFILE BASED

**AUTHENTICATION** 

Examiner: To be assigned

Art Group: To be assigned

Confirmation No. To be assigned

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450,

Alexandria, VA 22313-1450 on February 21, 2006. Typed or printed name: Yvette/L. Chriscaden

Signature:

MAIL STOP AMENDMENT Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. § 1.97(g), the submission of this Information Disclosure Statement (IDS) is not to be construed as a representation that a search has been made, and, pursuant to 37 C.F.R. § 1.97(h), the submission of this IDS is not to be construed as an admission that the information cited in this IDS is material to patentability.

This IDS is being submitted under one or more of the following sections of 37 C.F.R. § 1.97 (as indicated by an "X" to the left of the appropriate paragraph(s)): X 37 C.F.R. § 1.97(b). Filed: (1) Within three months of a National Application other than a CPA; (2) Within three months of entry into National Stage; (3) Before mailing of a first Office Action on the merits; or (4) Before mailing of a first Office Action after filing an RCE. 37 C.F.R. § 1.97(c). Filed before the mailing of a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution. And, ONE of the following: (1) One statement from 37 C.F.R. § 1.97(e); (e)(1) The person signing below certifies that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (e)(2) The person signing below certifies that no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing below after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 1.56(c) more than three months prior to filing this IDS. OR (2) The fee set forth in 37 C.F.R. § 1.17(p). A check in the amount of \$180.00 is enclosed. 37 C.F.R. § 1.97(d). Filed on or before payment of the issue fee. And, BOTH of the following: (1) one statement from 37 C.F.R. § 1.97(e); (e)(1) The person signing below certifies that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (e)(2) The person signing below certifies that no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing below after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 1.56(c) more than three months prior to filing this IDS. **AND** (2) The fee set forth in 37 C.F.R. § 1.17(p). A check in the amount of \$180.00 is enclosed.

- 2 -

Attorney's Docket No.: 109909-137147 Application No.: 10/551,254 Accompanying this IDS is a list of references and a copy of each reference listed therein, EXCEPT copies of references waived under:

(A) one or more of the following sections of 37 C.F.R. § 1.98 (as indicated by an "X" to the left of the appropriate paragraph(s)):

\_\_\_\_37 C.F.R. § 1.98(c) as being cumulative (marked with an "\*" on the Form PTO-1449).

\_\_\_\_\_37 C.F.R. § 1.98(d) as being previously submitted in parent application \_\_/\_\_\_, to which the present application claims priority under 35 U.S.C. § 120.

(B) 1273 Off. Gaz. Pat. Office 55 as being submitted with respect to an application filed after June 30, 2003.

The Commissioner is hereby authorized to charge shortages or credit overpayments to Deposit Account No. 500393. A Fee Transmittal is enclosed in duplicate for fee processing purposes.

Respectfully submitted,

SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: February 21, 2006

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PTO/SB/08A (07-05)

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Substitute for form 1449/PTO

Sheet

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

Complete if Known			
Application Number	10/551,254		
Filing Date	9/28/2005		
First Named Inventor	Engstrom	·	
Art Unit	To be assigned		
Examiner Name	To be assigned		
Attorney Docket Number	109909-137147		

	U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Number-Kind Code <sup>2 (F known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
	<del> </del>	US- 0.044 040 D4	40.00.0004			
	1	<sup>US-</sup> 6,311,218 B1	10-30-2001	Jain et al.		
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages		
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (# known)	MM-DD-YYYY		Or Relevant Figures Appear	T <sub>€</sub>	
	2	KR 2002029054 A	04-17-2002	Kim et al.			
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Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.